03-27-52

MAR 2 1 2002

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional applications under 37 CFR 1 53(d))

CHECK BOX, if app
DUPLICATE

Address to:		Attorney Docket No. of Prior Application	28911/36128/US	3 160
Box CPA Commission		First Named Inventor	Alison Hopkins	2
	Commissioner for Patents Washington, DC 20231	Examiner Name	C. Wilder	900
		Group Art Unit	1655	
•		Express Mail Label No.	EK657825015US	

This is a request for a x continuation or divisional application under 37 CFR 1.53(d),				
(continued prosecution application (CPA)) of prior application number09/485,245 ,				
filed on March 27, 2000, entitled				
COMPOSITIONS COMPRISING RANDOM MIXTURES OF OLIGONUCLEOTIDES				
<u>NOTES</u>				

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51 (b), or (2) the national stage of an international application in compliance with 35 U.S.C 371. Effective May 29, 2000. a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53 (d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1.		Enter the unentered amendment previously filed on under 37 CFR 1.116 in the prior nonprovisional application.
2.		A preliminary amendment is enclosed.
3.		This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
	а. [DELETE the following inventor(s) named in the prior nonprovisional application:
	b. [The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4.		A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5.	Info	ormation Disclosure Statement (IDS) is enclosed:
	а. [PTO-1449
	b. [Copies of IDS Citations

		MAR 2 1 2002	يد 0 في دار						TECH	
	LAIM	(1) FOR	(2) NUMBER	R FILED	(3) NUMBER EXTRA	(4) RA	ATE	(5) CALCULATIONS	H	
	L/ (IIV)	TOTAL COAIMS (37 CFR 1 16(c) or (j))		20* =	0	x \$	=	\$ 0.00	HHIN	
		INDEPENDENT CLAIMS (37 CFR 1 16(b) or (i))	1 -	3** =	0	× \$	= ;	0.00	009; }	
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			FEE (1.16)	740.00	2900					
					Tota	l of above Cald		740.00		
		Reduction by 50% for	filing by small er	ntity (Note 37	CFR 1.27).				1	
		* Reissue claims in ex ** Reissue independer			ent.		TOTAL =	\$ 740.00]	
6.	Sr	nall entity status:	Applicant cla	ims small e	entity status. See 3	37 CFR 1.2	7.			
8 9 10 11 12.	Payment by credit card. Form PTO-2038 is attached. Applicant requests suspension of action under 37 CFR 1.103(b) for a period of months (not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed. New Attorney Docket Number, if desired [Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein]									
NOT	E:	The prior applicate a new correspond			ss will carry over to the	is CPA UNLES	ss			
		a new correspond			SPONDENCE ADDRES	SS			〓	
	X Cu	istomer Number or Bar Coc	de Labei	iii thi mhambles ee	04743	or	New c	correspondence address bea	low	
Name	MARSHALL, GERSTEIN & BORUN William K. Merkel									
Addres	6300 Sears Tower 233 South Wacker Drive									
Σιΐγ		Chicago State Illinois Zip Code 60606-6357]	
Country	<u> </u>	United States of America Telephone (312) 474-6300 Fax (312) 474-0448								
	-	-			IT, ATTORNEY, OR AG	ENT REQUIR	ED			
	-	Name (Print Type) William K. Merkel								
		Signature		1 / .	i handi					
		Registration No. (Att		40,725						
	L	Date		March 21, 2002						

		vice as Express Mail, Airbill No. EK657825015US.
in an envelope addressed to: Box CPA	A, Commissioner for Patents, Washington, DC	20231, on the date shown below.
	7/ / /	
D-4-4: M 04: 2002	Signatura A	

Dated: March 21, 2002

Signature Richard Zimmermann

Approved for use through 10/31/2002 OMMERCE to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2002

espond to a collection of information unless it displays a valid OMB control number.					
Complete if Known					
Application Number	09/485,245				
Filing Date	March 27, 2000				
First Named Inventor	Alison Hopkins				
Examiner Name	C. Wilder				
Group Art Unit	1655				
Attorney Docket No.	28911/36128/US				

Applicant claims small entity status. See 37 CFR 1 27					1	Group Art Unit				1655	
TOTAL AMOUNT OF PAYMENT (\$) 1,660.00						Attorney Docket No.			Э.	28911/36128/US	
METHOD OF PAYMENT (check all that apply)				Ī			FEE	CALCU	ILATION (continued)		
X Check Credit Money Other None					3. A	DDITI	ONAL	FEES	j		
Depo	sit Accou	nt			Large	Entity	Sma	II Entity			
Deposit Account Number			13-2855		Fee Code	Fee (\$)	Fee Code	Fee (\$)	_	Fee Description	Fee Paid
Deposit	MA	RSHA	ALL, GERST	EIN &	105	130	205	65	Surcharge	e late filing fee or oath	
Account Name The Commi	ssioner i	s herel	BORUN by authorized to	c (check all that apply)	127	50	227	25	Surcharge sheet.	e – late provisional filing fee or cover	
Charge	fee(s) ind	dicated t	pelow X	Credit any overpayments	139	130	139	130	Non-Engl	ish specification	
		tional fe	e(s) during the pe	ndency of this	147	2,520	147	2,520	For filing a	request for ex parte reexamination	
applica Charge		dicated l	below, except for	the filing fee	112	920*	112	920*	_	ng publication of SIR prior to	
to the above	e-identifie	d depo	sit account.		113	1,840*	113	1,840*	Requestir Examiner	ng publication of SIR after action	
			CALCULATIO	N	115	110	215	55	Extension	for reply within first month	
1. BASIC		FEE			116	400	216	200		for reply within second month	
Large Entity		Entity	_		117	920	217	460	Extension	for reply within third month	920.00
Fee Fee Code (\$)	Fee Code	Fee (\$)	Fee Descr	<u>iption</u> Fee Paid	118	1,440	218	720	Extension	for reply within fourth month	
101 740	201	370	Utility filing fee	740.00	128	1,960	228	980	Extension	for reply within fifth month	
106 330	206	165	Design filing fe	e	119	320	219	160	Notice of	Appeal	
107 510	207	255	Plant filing fee		120	320	220	160	Filing a br	ief in support of an appeal	
108 740	208	370	Reissue filing f	ee	121	280	221	140	Request f	or oral hearing	
114 160	214	80	Provisional filir	g fee	138	1,510	138	1,510	Petition to	institute a public use proceeding	
		SU	BTOTAL (1)	(\$) 740.00	140	110	240	55	Petition to	revive – unavoidable	
				(•)	141	1,280	241	640	Petition to	revive - unintentional	
2. EXTRA	CLAIN	1 FEE		TY AND REISSUE	142	1,280	242	64 0	Utility issu	ue fee (or reissue)	
				e from Fee Paid	143	460	243	230	Design is:	sue fee	
Total Claims	6	-20**	= 0 x	= 0.00	144	620	244	310	Plant issu	e fee	
Independent Claims	1	-3** =	0 x	= 0 00	122	130	122	130	Petitions 1	to the Commissioner	
Multiple Depe	endent			=	123	50	123	50	Processin	ng fee under 37 CFR 1.17(q)	
Large Entity	Small	Entity			126	180	126	180	Submissio	on of Information Disclosure Stmt	
Fee Fee	Fee	Fee	Fee I	Description	581	40	581	40		g each patent assignment per	
Code (\$) 103 18	203		Claims in excess	of 20	146	740	246	370		times number of properties) ubmission after final rejection 1.129(a))	
1.02 84 1.04 280	202			ms in excess of 3	149	740	249	370	For each	additional invention to be	
104 280 109 84	204		Multiple depende ** Reissue indep	ent claim, if not paid	179	740	279	370		(37CFR 1.129(b)) for Continued Examination (RCE)	
. 103 64	209	74	over original p						•	for expedited examination	<u> </u>
110 18	210	9		s in excess of 20	169	900	169	900		n application	
			and over origin	nai patent	Other	fee (spe	cify)				
SUBTOTAL (2) (\$) 0 00 Reduced by Bas						Basic F	iling Fee	Paid	SUBTOTAL (3) (\$)	920.00	
**or number	**or number previously paid, if greater, For Reissues, see above										

SUBMITTED BY Complete (if applicable)						
Name (Print/Type)	William K. Merkel	Registration No. (Attorney/Agent)	40,725	Telephone	(312) 474-6300	
Signature	1/322	K 11/1 .		Date	March 21, 2002	

I hereby certify that this correspondence is being depin an envelope addressed to: Box CPA, Commission	posited with the U.S. Postal Service as Express Mail, Airbill No. EK657825015US, there for Patents, Washington, DC 2023, on the date shown below.
Dated: March 21, 2002	Signature. Richard Zimmermann



United States Patent and Trademark Office

COMMISSIONER FOR PATENTS UNITED STATES PATENT AND TRADEMARK OFFICE WASHINGTON, D.C., 2023

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FIL FEE REC'D FILING DATE GRP ART UNIT APPLICATION NUMBER

ATTY DOCKET NO

DRAWINGS

TOT CLAIMS

IND CLAIMS

09/485,245

03/27/2000

1637

970

28911/36128

CONFIRMATION NO. 1697

CORRECTED FILING RECEIPT

OC000000007723907

MARSHALL O'TOOLE GERSTEIN MURRAY & BORUN 6300 SEARS TOWER 233 SOUTH WACKER DRIVE CHICAGO, IL 60606-6402

Date Mailed: 03/27/2002

Receipt is acknowledged of a CPA in this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER. FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

ALISON HOPKINS, MID GLAMORGAN, UNITED KINGDOM;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A 371 OF PCT/GB98/02550 08/21/1998

Foreign Applications

UNITED KINGDOM 9717972.5 08/22/1997

If Required, Foreign Filing License Granted 04/28/2000

CPA filed on: 03/21/2002

Projected Publication Date: 07/04/2002

Non-Publication Request: No

Early Publication Request: No

Title

COMPOSITION COMPRISING RANDOM MIXTURES OF OLIGONUCLEOTIDES

Preliminary Class

LICENSE FOR FOREIGN FILING UNDER Title 35, United States Code, Section 184 Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls. Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)): the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control. Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).